

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Jersey Mike's Franchise Systems, Inc.

Opposer,

v.

Mikes Restaurants Inc. Les Restaurants
Mikes Inc.

Applicant.

: : : : : : : : x

Mark: RESTAURANT MIKES
RESTAURANT & Design

Serial No.: 76/433,515

Opposition No. 91/160,452

TTAB

STIPULATED EXTENSION OF TIME

Upon the agreement of the applicant, Mikes Restaurants Inc. Les Restaurants Mikes Inc., and the opposer, Jersey Mike's Franchise Systems, Inc., subject to approval by the Board, it is hereby stipulated and agreed that the remaining dates in this opposition proceeding are extended for two months and reset according to the schedule attached as Exhibit A.

The parties are involved in negotiations for settlement. The additional time is needed to allow settlement negotiations to continue. If settlement is not reached, applicant may move to compel answers to interrogatories and document requests that are overdue. The consent of opposer to this request was provided by a communication to the undersigned counsel from opposer's attorney, Kathleen Gallagher-Duff of Covington & Burling on April 22, 2005.

The particular dates to be extended and the date of those extensions are set forth in the attached Exhibit A.

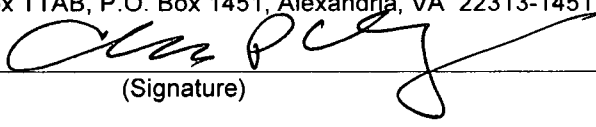
LERNER, DAVID, LITTENBERG,
KRUMHOLZ & MENTLIK, LLP

Dated: April 25, 2005

By:


Charles P. Kennedy
Attorney for Applicant
600 South Avenue West, Ste. 300
Westfield, NJ 07090-1497
Tel: 908 654 5000
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Trademarks, Box TTAB, P.O. Box 1451, Alexandria, VA 22313-1451 on April 25, 2005.


(Signature)

Charles P. Kennedy

(Typed or Printed Name of Person Signing Certificate)



EXHIBIT A

EXTENDED SCHEDULE

Discovery and testimony periods are set as follows:

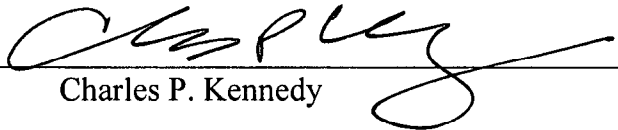
Discovery period to open:	Expired
Discovery period to close:	Expired
30-day testimony period for party in position of plaintiff to close:	Expired
30-day testimony period for party in position of defendant to close:	June 27, 2005
15-day rebuttal testimony period for plaintiff to close:	August 9, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the within **STIPULATED EXTENSION OF TIME, WITH ATTACHED EXHIBIT A**, was served upon the following counsel of record this 25th day of April, 2005, as follows:

VIA FACSIMILE AND FIRST-CLASS MAIL:

Kathleen T. Gallagher-Duff, Esq.
Covington & Burling
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Washington, DC 20004-2401
Fax: 202 662 6291
Attorneys for Opposer
Jersey Mike's Franchise Systems, Inc.


Charles P. Kennedy

FILE NO.: MCINNE 10.2A-001
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